

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

May 21, 2009

5:30 P.M.

MINUTES

Present: Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Amy Valentine (W5), Chris Jackson (W6)

Absent: None

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: that the Minutes of the regular meeting of the Common Council held on May 14, 2009 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Rabideau; Seconded by Councilor Valentine

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending May 20, 2009 in the amount of 231,783.36 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Calnon; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of May 14-20, 2009
- Report from the Building Inspector's Office from April 30- May 19, 2009
- Report from the Zoning Board of Appeals from May 18, 2009
- Report from the City Clerk of all monies received for the month of April 2009
- Statement of cash receipts from the Library for the month of April 2009

RESOLVED: That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Kelly; Seconded by Councilor Carpenter

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS:

- none -

5. AUDIT OF CLAIMS:

RESOLVED: That the bills approved by the Auditing Committee of the Common Council in the amount of \$ 532,285.51 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Calnon; Seconded by Councilor Valentine
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL:

Terry Drake of Lozier Place said thank you for the street drive and that they raised about \$3,100 for the Adirondack Humane Society.

7. OTHER ITEMS

A. Request from The Back Porch Band to perform a free concert at the Westelcom Stage on Friday July 24th, 2009.

RESOLVED: In accordance with the request therefore the Common Council approves The Back Porch Band to perform a free concert at the Westelcom Stage on Friday July 24th, 2009.

By Councilor Valentine; Second by Councilor Carpenter
Discussion: None
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. Request from the Strawhatter's Concert Band to perform a free concert on Wednesday July 8th at Trinity Park, Wednesday July 29th at the Old Base Oval, and Wednesday August 5th at South Acres Park.

RESOLVED: In accordance with the request therefore the Common Council approves the Strawhatter's Concert Band to perform a free concert on Wednesday July 8th at Trinity Park, Wednesday July 29th at the Old Base Oval, and Wednesday August 5th at South Acres Park.

By Councilor Carpenter; Second by Councilor Calnon
Discussion: None
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. Request from the City Chamberlain to approve a bond resolution of the City of Plattsburgh, New York, authorizing financing for the construction of a Multi-Use Path owned by the City to be used for recreation, stating the estimated maximum cost thereof is \$1,504,000, appropriating said amount therefore, and authorizing the issuance of \$304,000 serial bonds of said City together with the New York State MM4 Grant in the amount of \$1,200,000 to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after the required legal notice has been published.

RESOLVED: In accordance with the request therefore the Common Council approves the bond resolution of the City of Plattsburgh, New York, authorizing financing for the construction of a Multi-Use Path owned by the City to be used for recreation, stating the estimated maximum cost thereof is \$1,504,000, appropriating said amount therefore, and authorizing the issuance of \$304,000 serial bonds of said City together with the New York State MM4 Grant in the amount of \$1,200,000 to finance said appropriation per the attached detailed resolution to be adopted and included in the minutes of this meeting, accompanied by extract and estoppel certifications to be supplied after the required legal notice has been published.

By Councilor Rabideau; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. Request from the City Engineer to advertise for bids for Contract #2009-08, "One Single Broom Vacuum Street Sweeper/Catch Basin Cleaner."

RESOLVED: In accordance with the request therefore the Common Council approves the City Engineer to advertise for bids for Contract #2009-08, "One Single Broom Vacuum Street Sweeper/Catch Basin Cleaner."

By Councilor Jackson; Second by Councilor Rabideau

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. Request from the City Engineer to award Contract #2009-01, "Brinkerhoff Street Improvements, North Catherine Street – Oak Street & North Catherine Street Waterline Replacement, Brinkerhoff Street – Couch Street" to Luck Brothers for a total bid price of \$286,650.00.

RESOLVED: In accordance with the request therefore the Common Council approves the City Engineer to award Contract #2009-01, "Brinkerhoff Street Improvements, North Catherine Street –

Oak Street & North Catherine Street Waterline Replacement, Brinkerhoff Street – Couch Street” to Luck Brothers for a total bid price of \$286,650.00.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

F. Request from the City Chamberlain to revise the 2009 Lateral Replacement – Elm Street-Cornelia capital project #H8320.66 to include the waterlines for the street repairs planned for North Catherine Street.

RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to revise the 2009 Lateral Replacement – Elm Street-Cornelia capital project #H8320.66 to include the waterlines for the street repairs planned for North Catherine Street.

By Councilor Valentine; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

G. Request from the City Chamberlain to revise the 2009 Public Works Equipment Replacement capital project #H5110.26 to delete 2 six cubic yard sanders and add 1 equipment tool van at no change in cost to the project.

RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to revise the 2009 Public Works Equipment Replacement capital project #H5110.26 to delete 2 six cubic yard sanders and add 1 equipment tool van at no change in cost to the project.

By Councilor Rabideau; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

H. Request that the Mayor be authorized to sign a Property Tax Agreement with Catherine Gardens I LLC and Catherine Gardens I Housing Development Fund Company, Inc. on the Catherine Gardens project, a copy of which has been received and reviewed by the Common Council and is ordered made a part of the minutes of this meeting; and the Corporation Counsel and Assessor are authorized to approve subsequent changes to the form of the agreement that do not affect the method of determining the amount of taxes payable.

RESOLVED: In accordance with the request therefore the Common Council approves the Mayor to sign a Property Tax Agreement with Catherine Gardens I LLC and Catherine Gardens I Housing Development Fund Company, Inc. on the Catherine Gardens project, a copy of which has been received and reviewed by the Common Council and is ordered made a part of the minutes of this meeting; and the Corporation Counsel and Assessor are authorized to approve subsequent changes to the form of the agreement that do not affect the method of determining the amount of taxes payable.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

I. Motion to waive Rule 4 for initial item “Request from the City Engineer to advertise for bids for Contract #2009-10, “Cleaning & Painting of the Samuel de Champlain Monument.”

By Councilor Rabideau; Second by Councilor Kelly

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

RESOLVED: In accordance with the request therefore the Common Council approves the City Engineer to advertise for bids for Contract #2009-10, “Cleaning & Painting of the Samuel de Champlain Monument.”

By Councilor Rabideau; Second by Councilor Kelly

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUESTS

A. Request from Chief Desmond Racicot to attend the “2009 New York State Association of Chiefs of Police Annual Training Conference” in Saratoga Springs, NY from July 12-15, 2009 with Captain Michael Branch for an estimated cost not to exceed \$1,300 which will be paid out of Asset Forfeiture Fund.

RESOLVED: In accordance with the request therefore the Common Council approves Chief Desmond Racicot to attend the “2009 New York State Association of Chiefs of Police Annual Training Conference” in Saratoga Springs, NY from July 12-15, 2009 with Captain Michael Branch for an estimated cost not to exceed \$1,300 which will be paid out of Asset Forfeiture Fund.

By Councilor Calnon; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION

1. Request from MLD to advertise for bid No. 2009-6-1, "Steel Distribution Pole."
2. Request from MLD to award GottoGo Electric bid No. 2009-4-1 "Evaluation Revenue Meter" for a total amount of \$45,488.00.
3. Request from MLD to write off unpaid final bills from July 1-31, 2008 in the total amount of \$6,621.04.
4. Request from Public Works to fill vacant budgeted position of Maintenance Worker 1.
5. Request from the City Engineer to advertise for bids for Contract #2009-10, "Cleaning & Painting of the Samuel de Champlain Monument."
(Moved to Agenda under "Other Items" letter I)
6. Request from Chief Desmond Racicot for Officer Robert Annis to attend the "State of New York Police Juvenile Officers Association Quarterly Board Meeting" in Lake George, NY from June 4-5, 2009 at a cost not to exceed \$25 which will be paid out of the Asset Forfeiture Fund.

10. NEW BUSINESS

Councilor Carpenter would like to set up a committee composed of the Councilors to oversee the Community Development Office since there is no director.

Councilor Valentine said we talked about this but also suggested we involve other department heads.

Councilor Calnon said he believes it should also include the Local Development Corporation and Empire Zone.

10. CLOSING PUBLIC COMMENTS

None

Motion to Adjourn by Councilor Valentine; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

MEETING ADJOURNED: 5:40 pm